

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

In Re: SHIRLEY LOUISE LOCKE : Case No: 13-54832

: CHAPTER 13

Debtor(s) : Judge CHARLES M. CALDWELL

AFFIDAVIT OF DEFAULT

I, Frank M. Pees, standing Chapter 13 Trustee, being duly sworn do hereby state the following:

- (1) Debtor(s) has failed to make all the required Plan Payments since the date of the Agreed Order. As a result, Debtor(s) is now more than 30 days delinquent in plan funding. Debtor(s) has also failed to file a motion to modify to cure the length.
- (2) The Agreed Order entered March 13, 2015 states:
"...Debtor(s) shall resume full and regular payments into the Plan. Debtor(s) shall also cure the length problem in the Plan, if any, within sixty (60) days of the date of this Order by filing such pleadings as may be necessary, e.g. a motion to modify the Plan or objections to claims. If the Debtor(s) become more than thirty (30) days in default on any subsequent Plan payment, or if the Debtor(s) fail to correct the length problem within sixty (60) days, the Trustee shall be authorized to submit to the Court an order or dismissal with an attached affidavit attesting to the default under this Agreed Order. Upon submission of the Trustee's proposed order of dismissal and affidavit of default, the Motion to Dismiss will be granted instantan without further notice or hearing."

Further, affiant saith naught.

STATE OF OHIO)
COUNTY OF FRANKLIN) SS:

AFFIDAVIT

(Written Signature)

(Typed of written name) Frank M. Pees

SWORN TO and subscribed in my presence this 29th day of June 2016

(Written Signature)

(Typed of written name) Jill R. Frey

Notary Public, State of Ohio
Commission Expires 09/14/2019
Recorded in Madison County, Ohio



Jill R. Frey
Notary Public, State of Ohio
My Commission Expires 9-14-2019

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NOTICE AND CERTIFICATE OF SERVICE

I hereby certify that on June 29th, 2016, a copy of the foregoing Affidavit of Default was served on the following registered ECF participants **electronically** through the court's ECF system at the email address registered with the court:

U.S. Trustee
Frank M. Pees
W Mark Jump

and on the following by **ordinary U.S. mail** address to:

Shirley Louise Locke
1527 Bent Maple Drive
Blacklick, OH 43004



/s/ Frank M. Pees

Frank M. Pees
Chapter 13 Trustee